

KEVIN V. RYAN (CSBN 118321)
United States Attorney

MARK L. KROTOSKI (CABN 138549)
Chief, Criminal Division

NAHLA RAJAN (CSBN 218838)
Special Assistant United States Attorney

450 Golden Gate Avenue, Box 36055
San Francisco, California 94102-3495
Telephone: (415) 436-6838
Facsimile: (415) 436-7234
Email: nahla.rajan@usdoj.gov

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	No. CR 06-0505 JSW
)	
Plaintiff,)	
)	
v.)	PROPOSED ORDER AND
)	STIPULATION EXCLUDING TIME
)	UNDER THE SPEEDY TRIAL ACT
ANTONIO MELENDEZ-TORRES,)	
aka Antonio Torres Melendez,)	
)	
Defendant.)	

The parties stipulate and agree, and the Court finds and holds, as follows:

1. The parties appeared on the instant matter July 27, 2006 for initial appearance before the Honorable Jeffrey S. White. On July 27, 2006, the matter was continued to August 17, 2006 for status / trial setting.

2. On July 27, 2006, Assistant Public Defender Steven G. Kalar, who represents the defendant, requested an exclusion of time from July 27, 2006 to August 17, 2006, based on effective preparation and continuity of counsel. The defendant agreed to an exclusion of time under the Speedy Trial Act. The parties agree that the time from July 27, 2006 to August 17, 2006 should be excluded in computing the time within which an information or indictment must be filed. See 18 U.S.C. § 3161(h)(8)(A) and (B)(iv).

1 3. In light of the foregoing facts, the failure to grant the requested exclusion would
2 unreasonably deny counsel for the defense the reasonable time necessary for effective
3 preparation, taking into account the exercise of due diligence. See id. The ends of justice would
4 be served by the Court excluding the proposed time period. These ends outweigh the best
5 interest of the public and the defendant in a speedy trial. See id. § 3161(h)(8)(A).

6 4. For the reasons stated, the time period from July 27, 2006 to August 17, 2006 is
7 excluded from the calculation of time under the Speedy Trial Act, 18 U.S.C. § 3161(h)(8)(A).

8
9 IT IS SO STIPULATED.

10
11 DATED: August 8, 2006

Respectfully Submitted,

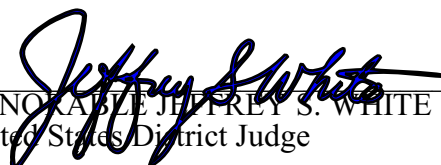
12
13 /S/
NAHLA RAJAN
Special Assistant United States Attorney

14
15 DATED: August 7, 2006

/S/
STEVEN G. KALAR
Counsel for Antonio Melendez-Torres

16
17 PURSUANT TO STIPULATION, IT IS SO ORDERED.

18
19 DATED: August 10, 2006


HONORABLE JEFFREY S. WHITE
United States District Judge